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Attorneys for Debtors and Debtors-in-Possession

## UNITED STATES BANKRUPTCY COURT

### DISTRICT OF NEVADA

In re:  
 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

In re:  
 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

In re:  
 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,  
 Debtor.

In re:  
 USA CAPITAL FIRST TRUST DEED FUND,  
 LLC,  
 Debtor.

In re:  
 USA SECURITIES, LLC,  
 Debtor.

Affects:  
☐ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Securities, LLC  
☒ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR  
 Case No. BK-S-06-10726 LBR  
 Case No. BK-S-06-10727 LBR  
 Case No. BK-S-06-10728 LBR  
 Case No. BK-S-06-10729 LBR  
 Chapter 11  
 Jointly Administered Under  
 Case No. BK-S-06-10725 LBR

### DECLARATION RE: ELECTRONIC FILING OF PETITION SCHEDULES & STATEMENTS

(AFFECTS USA CAPITAL REALTY  
ADVISORS, LLC)

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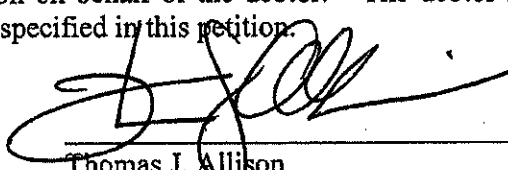
**PART I - DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION**

I, Thomas J. Allison, the Chief Restructuring Officer and Manager of USA Capital Realty Advisors, LLC, named as the debtor in this case, hereby declare under penalty of perjury that the information I have given my attorneys and the information provided in the electronically filed petition, statements, schedules and amendments as indicated above is true and correct. I consent to my attorneys filing this petition, this declaration, statements and schedules as indicated above to the United States Bankruptcy Court. I understand that this Declaration Re: Electronic Filing is to be filed with the Clerk once all schedules have been filed electronically but, in no event, no later than 15 days following the date the petition was electronically filed. I understand that failure to file the signed original of this Declaration will cause this case to be dismissed pursuant to 11 U.S.C. § 707(a)(3) without further notice.

☐ [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7 or 13] I am aware that I may proceed under chapter 7, 11, 12 or 13 of 11 United States Code., understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with the chapter specified in this petition.

☒ [If petitioner is a corporation or partnership] I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter specified in this petition.

DATED: December 26<sup>th</sup>, 2007

  
 Thomas J. Allison  
 Chief Restructuring Officer and Manager

**PART II - DECLARATION OF ATTORNEY**

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that he may proceed under chapter 7, 11, 12 or 13 of Title 11, United States Code, and have explained the relief available under each such chapter.

DATED: December 26, 2007

  
 Lenard E. Schwartzer, Esq.  
 Attorneys for Debtor